

Notice of Allowability

Application No.

10/754,957

Applicant(s)

NEUMAN, TIMOTHY

Examiner

Gerald B. Klebe

Art Unit

3618

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to application filed 01/12/2004.
2. ☒ The allowed claim(s) is/are 1-6.
3. ☒ The drawings filed on 12 January 2004 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

GB Klebe
24 June 2005

Attachment(s)

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

Examiner's Amendment

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

IN THE CLAIMS:

In claim 1, at line 1: insert the number " 1." at the start of the line and capitalize the beginning word "a" to --A--, so that the first line of the claim begins: --1. A modular dolly comprised of a dolly bed, ...--;

at line 5: change "roughly" to --substantially--;

at line 7: insert the word --being-- between "recesses" and "indentations", and change "side" to --sides--;

at line 17: change "dolly body" to --dolly bed--;

at line 19: change "dolly body" to --dolly bed--.

In claim 4, at line 2: change "dolly body" to --dolly bed--.

In claim 5, at line 2: change "dolly body" to --dolly bed--.

In claim 6, at line 3: change "rods" to --bars--;

at line 4: change "rods" to --bars--;

at line 6: change "rods" to --bars--;

at line10: change "rods" to --bars--;

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at line 11: change "rods" to --bars--.

Allowable Subject Matter

2. Claims 1-6, as amended herein are allowed.

Reasons For Allowance

3. The following is an examiner's statement of reasons for allowance:

The limitations recited in the independent claim 1 for a modular dolly comprised of a substantially rectangular-shaped dolly bed, having a metal frame, and one or more cover panel recesses with one or more cover panels covering the frame, and having a plurality of conventional caster wheels connected to the underside of the dolly bed, and having a plurality of e-track recesses, being indentations in the sides of the dolly bed having one e-track connector slot per e-track recess, and wherein the metal frame is fixed to the underside of the dolly bed and is comprised of hollow metal tubing with a rectangular cross-section and possessing e-track receptors positioned to match the placement of the e-track connector slots on the dolly bed, the metal frame terminating in a plurality of modular connectors extending to the edge of the dolly bed and capable of receiving and locking double spring-biased ball-connectors and, together with the other recited limitations of the claim are not found in the prior art of record nor may be derived from any reasonable combination construable therefrom.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Prior Art made of Record

5. The prior art made of record and not relied upon is considered pertinent to Applicant's disclosure. The prior art of Spindel et al.; of Chepa; of Kern et al. (-385; -566; -118); of Davis et al.; of Lee; of Marenger; of Rehrig; of Mitchell et al.; of Jennings et al.; of McIntire, Jr.; of Landsiedel; and of Halford each show features in common with some of the structures of the inventive concept disclosed in the instant application.

Conclusion

6. Any inquiry concerning this or earlier communication(s) from the examiner should be directed to Gerald B. Klebe at 571-272-6695; Mon.-Fri., 8:00 AM - 4:30 PM ET, or to Supervisory Patent Examiner Christopher P. Ellis, Art Unit 3618, at 571-272-6914.

Official correspondence should be sent to the following TC 3600 Official Rightfax numbers as follows: Regular correspondence: 703-872-9326; After Finals: 703-872-9327; Customer Service: 703-872-9325.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

gbklebe
gbklebe / Art Unit 3618 / 24 June 2005

6-25-5
Bryan Fischmann
BRYAN FISCHMANN
PRIMARY EXAMINER